

16 JUN 2010



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

COOPER & DUNHAM, LLP
30 Rockefeller Plaza
20th Floor
NEW YORK NY 10112

In re Application of	:	
YU, Zengpin, et al.	:	
Application No.: 10/560,200	:	DECISION
PCT No.: PCT/US2004/019488	:	
Int. Filing Date: 18 June 2004	:	ON PETITION UNDER
Priority Date: 20 June 2003	:	
Docket No.: 2692/72616-PCT-US	:	37 CFR 1.181
For: FULL-FIELD BREAST ULTRASOUND	:	
SYSTEM AND ARCHITECTURE	:	

This is a decision is in response to applicant's petition under 37 CFR 1.181, filed in the United States Patent and Trademark Office on 16 April 2010.

BACKGROUND

On 26 March 2010, the Office mailed Decision On Petition Under 37 CFR 1.181, dismissing applicants' petition without prejudice.

On 16 April 2010, applicants filed this renewed petition under 37 CFR 1.181.

DISCUSSION

The showing required to establish nonreceipt of an Office communication is set forth in MPEP 711.03(c). The showing must include: (1) a statement by the practitioner describing the system used for recording an Office action received at the correspondence address of record with the USPTO, (2) a statement from practitioner that the Office action was not received by the practitioner at the correspondence address of record; (3) a statement attesting that a search of practitioner's records including the file jacket or the equivalent and application contents, indicates that the Office action was not received; and (4) a copy of the docket record where the non-received Office action would have been entered had it been received (the docket record must also be referenced in practitioner's statement).

Items (1) and (3) were previously satisfied.

Items (2) and (4) have now been satisfied.

CONCLUSION

For the reasons set forth above, the petition under 37 CFR 1.181 is **GRANTED**.

The Notification of Missing Requirements (Form PCT/DO/EO/905) mailed 24 March 2006 and the Notification of Abandonment (Form PCT/DO/EO/909) mailed 26 November 2007 are **VACATED**.

This application is being referred to the National Phase Processing Branch of the Office of Patent Application Processing for further action consistent with this decision, including re-mailing of the Notification of Missing Requirements.

/Erin P. Thomson/

Erin P. Thomson
Attorney Advisor
PCT Legal Administration

Telephone: 571-272-3292